IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 12TH NOVEMBER 2007 / 21ST KARTHIKA 1929

WP(C).No. 32744 of 2007(W)

PETITIONERS:

1. **RAJITHKUMAR C.K.,AGED 36 YEARS, S/O.C.K.GOPALAN NAIR, RESIDING AT 'RAGAM', KOLAKKAD ATHOLI, KOZHIKODE PRESENTLY WORKING AS JUNIOR HEALTH INSPECTOR GRADE-II, KOZHIKODE.**

2. **A.P.RENJITHKUMAR, AGED 35 YEARS, S/O.LATE K.CHANDRAN, RESIDING AT ACHIKUZHIPARAMBIL HOUSE, P.O.MATHAMANGALAM BAZAR, KANNUR DIST., WORKING AS JUNIOR HEALTH INSPECTOR GRADE-II, PAYYANUR MUNICIPAL CORPORATION.**

3. **G.SUDEESHKUMAR, AGED 37 YEARS, S/O.R.GOPINATHAN, RESIDING AT SREENAYANAM, COCHIN UNIVERSITY P.O., COCHIN-22, WORKING AS JUNIOR HEALTH INSPECTOR GRADE II, COCHIN MUNICIPAL CORPORATION.**

4. **RAJEEVAN K.C., AGED 37 YEARS, S/O.MURIYALAN, RESIDING AT KUZHICHALIL HOUSE, CHERUVANNUR P.O., MEPPAYUR VIA., KOZHIKODE, WORKING AS JUNIOR HEALTH INSPECTOR GRADE-II, KOZHIKODE MUNICIPAL CORPORATION.**

BY ADV. SRI.K.N.CHANDRABABU

RESPONDENTS:

1. **STATE OF KERALA REPRESENTED BY SECRETARY LOCAL ADMINISTRATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. CORPORATION OF KOZHIKODE, REPRESENTED BY
THE SECRETARY, CORPORATION OFFICE, KOZHIKODE.

3. PAYYANNUR MUNICIPALITY,
REPRESENTED BY THE SECRETARY, MUNICIPAL OFFICE
PAYYANNUR.

BY ADV. SRI.P.V.KUNHIKRISHNAN, SC KOZHIKKOD CORPORATION
SRI. M.K.CHANDRAMOHANDAS SC., KOLLAM MPT.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI ,J.

WP(C).NO.32744 of 2007

Dated this the 12th day of November, 2007

JUDGMENT

Petitioners' claim is that their earlier services in the Health Services Department as a Junior Health Inspector Grade II should be taken into account for the purpose of fixing their pay in the Municipal Common Service wherein they are currently working. In my view, the claim is to be considered by the government, though in the case of some of the petitioners, the claim is pending with the local authority.

2. In the circumstances, after hearing the petitioner and the learned government pleader, the writ petition is disposed of in the following terms:

1) Insofar as the first petitioner is concerned, first respondent shall, after hearing the first petitioner, take a decision on Ext.P3 taking into account Ext.P16 order within a period of three months from the date of receipt of a copy of this judgment.

2) In the case of the other petitioners, notwithstanding the pendency of their claim before the concerned local authority, they shall file a

representation claiming such benefits before the first respondent within a period of one month from the date of receipt of a copy of this judgment. If it is so filed, the first respondent shall look into the same and call for remarks from the local authority wherein the petitioners are currently working, and take a decision in the light of Ext.P16 within a period of three months from the date of receipt of the representation.

V. GIRI, JUDGE

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